IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.264 OF 2005
IN
FAMILY COURT APPEAL NO.48 OF 2003

Mr.Nandkumar Dattatraya Barne .. Appellant
V/s
Mrs.Vandana Barne .. Respondent

Mr.M.V.Limaye for the Appellant.
Mr.Manda Loke h/f Mr.S.S.Kulkarni for the Respondent.

CORAM: DR.S.RADHAKRISHNAN &
SMT.V.K.TAHILRAMANI, JJ.

DATE : 07.12.2005.

P.C.:

1. Rule. Rule is made returnable forthwith. Heard the learned Counsel for the parties. Perused the Civil Application. For the reasons stated therein, sufficient cause is made out for recalling the order dated 22.11.2005 whereby the Appeal was dismissed in default. There is no case of inaction, negligence or want of bonafide on the part of the Appellant. Hence, Civil Application is made absolute in terms of prayer clause (a).

2. Place the Appeal on board for final hearing on 14.12.2005.

(DR.S.RADHAKRISHNAN, J.)

(SMT.V.K.TAHILRAMANI, J.)